

Message Text

UNCLASSIFIED

PAGE 01 STATE 236386

62

ORIGIN IO-14

INFO OCT-01 ISO-00 L-03 EB-11 AF-10 ARA-16 EA-11 EUR-25

NEA-10 RSC-01 SS-20 NSC-10 SPC-03 AID-20 OMB-01

TRSE-00 CIAE-00 INR-10 NSAE-00 DODE-00 COA-02 INT-08

/176 R

DRAFTED BY IO/CMD:MLGREENE/DD

APPROVED BY IO/CMD:JWMCDONALD, JR.

L/UNA:JWILLIS

EB/OT:RPRICKETT

IO/CMD:AYODER

----- 017333

P 032042Z DEC 73

FM SECSTATE WASHDC

TO USMISSION USUN NEW YORK PRIORITY

UNCLAS STATE 236386

E.O. 11652: N/A

TAGS: ECOSOC UNGA

SUBJECT: 28TH GA: SECOND COMMITTEE: ITEM 12, PERMANENT
SOVEREIGNTY OVER NATURAL RESOURCES DRAFT
RESOLUTION 1328 OF 29TH NOVEMBER

REF: USUN 5263

1. UNLESS SATISFACTORY CHANGES MADE IN CONNECTION WITH
OBJECTIONS LISTED BELOW, YOU SHOULD ABSTAIN IN VOTE ON
SUBJECT RESOLUTION.

2. IF AN EXPLANATION OF OUR VOTE SEEMS APPROPRIATE, YOU
SHOULD NOTE THAT USG HAS ALWAYS SUPPORTED CONCEPT OF
PERMANENT SOVEREIGNTY OVER NATURAL RESOURCES. THIS IS SET
FORTH IN MOST BALANCED FORM IN GA RESOLUTION 1803, WHICH
WE SUPPORTED AND WHICH RECOGNIZED THAT SOVEREIGNTY OVER
NATURAL RESOURCES IS TO BE EXERCISED IN ACCORDANCE WITH
UNCLASSIFIED

UNCLASSIFIED

PAGE 02 STATE 236386

INTERNATIONAL LAW. WE DO NOT BELIEVE THAT RESOLUTIONS

ON SUBJECT SINCE 1803, INCLUDING CURRENT ONE, MAINTAIN THAT BALANCE. THIS LATEST ONE IS PARTICULARLY ONE-SIDED IN PROTECTING RIGHTS OF COUNTRIES WHERE NATURAL RESOURCES LOCATED WHILE IGNORING THOSE OF COUNTRIES HAVING CONTRACTUAL ARRANGEMENTS RELATED TO THOSE NATURAL RESOURCES.

3. FOLLOWING ARE MORE SPECIFIC OBJECTIONS:

(A) E/5425 IS NOT SATISFACTORY STUDY OF PERMANENT SOVEREIGNTY, BUT IS MERELY SUMMARY OF EXPERIENCE AND VIEWS OF 20 COUNTRIES, ALMOST ALL OF WHICH ARE IN DEVELOPING CATEGORY. WE DID NOT BELIEVE THAT DOCUMENT WAS SOUND BASIS FOR ECOSOC DISCUSSION AND HAVE REACHED SAME CONCLUSION IN CONNECTION WITH GA CONSIDERATION OF SUBJECT.

(B) IN OPERATIVE PARA NO. 1, PHRASE "IN SUPERJACENT WATERS" SHOULD BE ELIMINATED. OUR VIEWS ON THIS SUBJECT ARE WELL-KNOWN, BUT CAN BE SUMMARIZED BY NOTING THAT ITS USE WOULD LEND SUPPORT TO COASTAL STATE CLAIMS OF SOVEREIGNTY OVER RESOURCES IN WATERS ABOVE CONTINENTAL SHELF. SUBJECT CAN MORE PROPERLY BE CONSIDERED IN LAW OF THE SEA CONFERENCE.

(C) IN OPERATIVE PARA NO. 3, PHRASE "CONTRARY TO INTERNATIONAL LAW" SHOULD BE ADDED AFTER WORD "COERCION".

(D) IN OPERATIVE PARA NO. 5, LAST PHRASE, "THE EXERCISE OF NATIONAL JURISDICTION" IS NOT PART OF FRIENDLY RELATIONS DECLARATION AND SHOULD, THUS, BE ELIMINATED. AN ALTERNATIVE WOULD BE TO SUBSTITUTE FOR THAT PHRASE WORDS "OR ITS POLITICAL, ECONOMIC AND CULTURAL ELEMENTS", WHICH ARE IN FRIENDLY RELATIONS DECLARATION.

(E) OPERATIVE PARA NO. 6 IS UNACCEPTABLE. WE HAVE LONG OPPOSED PRODUCER CARTEL PRACTICES AND HAVE STATED OUR OBJECTIONS OFTEN. AMONG RECENT EXAMPLES WERE DISCUSSION OF SUBJECT IN REVIEW AND APPRAISAL DEBATE. INSTRUCTIONS ON SUBJECT OF REGIONAL COOPERATION AMONG

UNCLASSIFIED

PAGE 03 STATE 236386

LDC'S ALSO APPLICABLE HERE. WE DO, HOWEVER, FAVOR APPROPRIATE PRODUCER-CONSUMER ARRANGEMENTS TO SUPPORT PRICES AT AN EQUITABLE AND REMUNERATIVE LEVEL.

(F) RE OPERATIVE PARA NO. 7, WE AGREE THAT ECOSOC IS PROPER FORUM IF THERE IS TO BE FURTHER CONSIDERATION OF SUBJECT, BUT DO NOT SEE NEED FOR FURTHER GA INVOLVEMENT. KISSINGER

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: SOVEREIGNTY, UNGA RESOLUTIONS, EXPLOITATION (NATURAL RESOURCES)
Control Number: n/a
Copy: SINGLE
Draft Date: 03 DEC 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973STATE236386
Document Source: CORE
Document Unique ID: 00
Drafter: MLGREENE/DD
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: n/a
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19731248/aaaabjot.tel
Line Count: 115
Locator: TEXT ON-LINE
Office: ORIGIN IO
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators:
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: USUN 5263
Review Action: RELEASED, APPROVED
Review Authority: izenbei0
Review Comment: n/a
Review Content Flags:
Review Date: 03 OCT 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <03-Oct-2001 by williad>; APPROVED <14 MAR 2002 by izenbei0>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: 28TH GA: SECOND COMMITTEE: ITEM 12, PERMANENT SOVEREIGNTY OVER NATURAL RESOURCES DRAFT
TAGS: SENV, PFOR, ECOSOC, UNGA
To: USUN NEW YORK
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005